IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 11658 of 2004

Between:

B.Sekher S/o T.Bhaskar
2-97, Gurunagar Colony, Chittoor District

..... PETITIONER

AND

1 The AP.S.R.T.C, rep. by its Managing Director, Musheerabad, Hyderabad
2 The Executive Director, APSRTC., Nellore
3 The Regional Manager, APSRTC,. Regional Office, Tirupati
4 The Depot Manager, Chittoor Depot-1,
APSRTC., Chittoor

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in not paying the hire charges for the excess distance ran by the bus bearing registration No. AP. 03U 2757 of 1999 Model Express Type belonging to the petitioner as per the Statement showing the joint Survey Report dt. 13/07/2001 of Hire Bus Route Tirupati to Chittoor (Express) via; Bypass Road, from 1/05/2000 to up to date and non-consideration of the representation submitted by the petitioner dt. 22/04/2004 is illegal, arbitrary and without any authority of law, and violative of Articles 14, 19(1) g and 300-A of the Constitution of India and consequently direct the respondent to consider the representation of the petitioner dt. 22/04/2004 and pay the hire charges for the

excess distance ran by the petitioner's bus bearing Registration No. AP. 03U 2757 as per the Joint Survey conducted by the Corporation.

Counsel for the Petitioner:MR.D.VIJAYA CHANDRA REDDY

Counsel for the Respondents 1 to 4: MR.P.VINAYAKA SWAMY

The Court at the admission stage made the following ORDER:

The present writ petition is filed questioning the action of the respondents in not paying the hire charges for the excess distance ran by the bus bearing No.AP03 U 2757 to the petitioner.

The petitioner gave a representation dated 22-04-2004 to the first respondent to settle his arrear claims. It is for the respondents Corporation to take decision as to whether the petitioner is entitled for the hire charges or not.

Without going into the merits of the case, a direction can be given to the third respondent to take appropriate decision on the representation of the petitioner dated 22-04-2004 within a period of six weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of. In the circumstances, no costs.

9th JULY, 2004.

Kvni

To

1 The Managing Director, AP.S.R.T.C, Musheerabad, Hyderabad
2 The Executive Director, APSRTC., Nellore
3 The Regional Manager, APSRTC,. Regional Office, Tirupati
4 The Depot Manager, Chittoor Depot-1,
APSRTC., Chittoor

5 Two CD copies.